

development of voting procedures, and imposition of a bar date for voting purposes are likely required before any votes can be solicited, let alone valued.²⁰² LTL has failed to provide any explanation of how it proposes to navigate this extraordinarily complex process or how it proposes to meet the requirements of Section 1129.

For all these reasons, Section 1112(b)(2) does not provide a basis for avoiding dismissal in this case.

CONCLUSION

The TCC respectfully requests that this Court enter an order under 11 U.S.C. § 1112(b) dismissing LTL's second bankruptcy petition as not filed in good faith.

Respectfully submitted,

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²⁰² TCC Tr. Ex. 1020, at 145:1–24 (explaining that “[t]here are significant issues that need to be addressed”).